

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

RANDALL THILL, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

EDWARD D. JONES & CO., L.P., a limited
partnership and DOES 1 through 50, inclusive,

Defendants.

CASE NO. C 05 04893 JCS

**JOINT NOTICE OF WITHDRAWAL OF
PLAINTIFF'S MOTION TO ENFORCE
SETTLEMENT AGREEMENT AND FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT AND
DEFENDANT'S MOTIONS FOR
ADMINISTRATIVE RELIEF TO SEAL
AND REQUESTS FOR EXPEDITED
CONSIDERATION**

JAMES F. CLAPP (145814)
J. KIRK DONNELLY (179401)
MARITA MURPHY LAUINGER (199242)
DOSTART CLAPP GORDON & COVENEY, LLP
4370 La Jolla Village Dr., Ste 970
San Diego, CA 92122
Tel. (858) 623-4200
Fax. (858) 623-4299

MARK R. THIERMAN (72913)
THIERMAN LAW FIRM, P.C.
7287 Lakeside Dr.
Reno, NV 89511
Tel. (775) 284-1500
Fax. (775) 708-5027

Attorneys for Plaintiff RANDALL THILL

DAVID M. HARRIS (*Pro Hac Vice*)
DENNIS G. COLLINS (*Pro Hac Vice*)
TIMOTHY M. HUSKEY (*Pro Hac Vice*)
AMY L. BLAISDELL (*Pro Hac Vice*)
GREENSFELDER HEMKER & GALE, P.C.
10 South Broadway
Suite 2000
St. Louis, Missouri 63102-1747
Telephone: (314) 241-9090
Facsimile: (314) 241-8624

SAMUEL A. KEESAL, JR., CASB NO. 38014
LISA M. BERTAIN, CASB NO. 124646
BENJAMIN W. WHITE, CASB NO. 221532
KEESAL, YOUNG & LOGAN
A Professional Corporation
Four Embarcadero Center, Suite 1500
San Francisco, California 94111
Telephone: (415) 398-6000
Facsimile: (415) 981-0136
Email: skip.keesal@kyl.com
Email: lisa.bertain@kyl.com
Email: benjamin.white@kyl.com

Attorneys for Defendant Edward D. Jones & Co., L.P.

1 Plaintiff Randall Thill (“Plaintiff”) and Defendant Edward D. Jones & Co., L.P.
2 (“Defendant”) (collectively the “Parties”), by and through their undersigned attorneys, hereby
3 withdraw the following Motions:

4 1. Plaintiff hereby withdraws his Motion to Enforce Settlement Agreement and for
5 Preliminary Approval of Class Action Settlement (Doc. 126) filed on or about August 29, 2007.

6 2. Defendant hereby withdraws its First Motion for Administrative Relief to Seal and
7 Request for Expedited Consideration (Doc. 132) and its Second Motion for Administrative Relief
8 to Seal and Request for Expedited Consideration filed on or about August 30, 2007 (filed in paper
9 form with the Court).

10 3. The Parties also respectfully request that the Court lift the seal on Docs. 126 - 133
11 as that seal is no longer warranted.

1
2 Dated: October 10, 2007

DOSTART CLAPP GORDON & COVENEY, LLP

3
4 _____/S/
JAMES F. CLAPP

5 MARK R. THIERMAN
6 THIERMAN LAW FIRM, P.C.
7 Attorneys for Plaintiff
8 Randall Thill

9 Dated: October 10, 2007

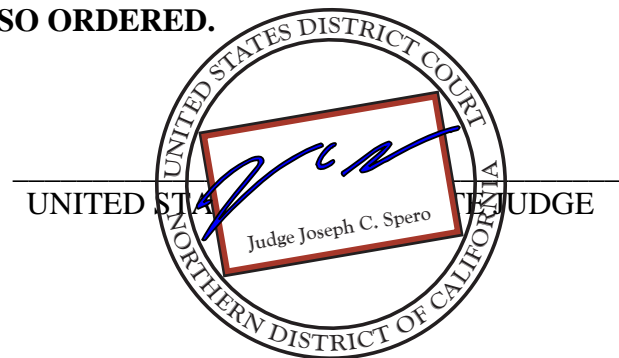
GREENSFELDER HEMKER & GALE, P.C.

10 _____/S/
11 DAVID M. HARRIS
12 TIMOTHY M. HUSKEY
13 DENNIS G. COLLINS
14 AMY L. BLAISDELL

15 SAMUEL A. KEESAL, JR.
16 LISA M. BERTAIN
17 BENJAMIN W. WHITE
18 KEESAL, YOUNG & LOGAN
19 Attorneys for Defendant
20 Edward D. Jones & Co., L.P.

21 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

22 DATED: 10/11/7



1002546

JOINT NOTICE OF WITHDRAWAL OF MOTIONS

4

CASE NO. C 05 4893 JCS